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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TY RAYNER, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY SITUATED,
Plaintiff,

16 **CIVIL** 7129 (JGK)

-against-

JUDGMENT

E*TRADE FINANCIAL CORPOSRATION, ET AL.,
Defendants.

---X

The plaintiff has brought claims against E*Trade for breach of fiduciary duty, unjust enrichment, and declaratory judgment; E*Trade having moved to dismiss the claims pursuant to Fed. R. Civ. P. 12(b)(6) because they are precluded by the Securities Litigation Uniform Standards Act (the "SLUSA"), and the matter having come before the Honorable John G. Koeltl, United States District Judge, and the Court, on April 1, 2017, having rendered its Memorandum Opinion and Order the Court has considered all of the arguments raised by the parties, to the extent not specifically addressed, the arguments are either moot or without merit; granting E*Trade's motion to dismiss the Complaint, and directing the Clerk of Court to enter judgment dismissing the action and closing the case, it is,

ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Memorandum Opinion and Order dated April 1, 2017, E*Trade's motion to dismiss the Complaint is granted; the action is dismissed and the case is closed.

Dated: New York, New York
April 4, 2017

RUBY J. KRAJICK
Clerk of Court

BY: ____
Deputy Clerk

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON 4/5/2017